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January 15, 1997

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

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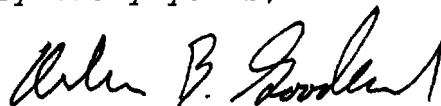
Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, DC 20554

Dear Mr. Caton:

Transmitted herewith, on behalf of Gerard A. Turro, licensee of FM translator stations W276AQ, Ft. Lee, New Jersey, and W232AL, Pomona, New York, are an original and four copies of his Response to the "Petition for Extraordinary and Immediate Relief" filed January 10, 1997 by Universal Broadcasting of New York, Inc.

In the event there are any questions, please contact the undersigned.

Very truly yours,



Arthur B. Goodkind

Enclosure

cc (w/enc.):

Chairman Reed E. Hunt
Chairman Rachelle B. Chong
Charles W. Kelly, Esq.
Roy J. Stewart, Esq.
Norman Goldstein, Esq.
Alan Aronowitz, Esq.

Chairman James H. Quello
Chairman Susan Ness
Harry F. Cole, Esq.
Richard A. Helmick, Esq.
Stephen Barone, Esq.

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the matter of:)
Complaint of Universal)
Broadcasting of New York, Inc.)
against Gerard A. Turro and)
Mountaintop Broadcasting, Inc.)

TO: The Commission

RESPONSE OF GERARD A. TURRO TO
"PETITION FOR EXTRAORDINARY AND IMMEDIATE RELIEF"

Gerard A. Turro, by his attorneys, hereby responds to the "Petition for Extraordinary and Immediate Relief" filed January 10, 1996 by Universal Broadcasting of New York ("Universal") with respect to Universal's prior complaints concerning translator stations W276AQ, Fort Lee, New Jersey and W232AL, Pomona, New York.

Universal's current filing is another in its series of filings in which it essentially restates the same allegations made in its prior complaints and filings against Mr. Turro's translator stations, albeit with increasingly extravagant levels of characterization and invective. Indeed, even the Mass Media

Bureau is now accused of seeking "to avoid ruling" in this case "so as not to call attention to its own inadvertent complicity" in what Universal claims is an illegal operation. Universal petition, at 6.

Leaving aside the substance of Universal's attack, which has been responded to in prior filings and which will not be dealt with here again, Mr. Turro has no quarrel with Universal's request that the Commission move expeditiously to resolve this case. Universal's consistent barrage of attacks and its efforts to use the FCC's processes to achieve results that Universal's station, WVNJ, has been unable to achieve through competition in the marketplace have been extremely disruptive to Mr. Turro's efforts to operate his program supply service.


Now pending before the Commission are assignment applications that comply with the directive of the FCC's staff that Mr. Turro totally and irrevocably sever his connection with his two translator stations. Mr. Turro has thus done precisely what the Commission's staff directed him to do, and we are at a loss to understand why the two translator assignment applications filed in September have still not been accepted for filing. We

urge the Commission to accept these applications promptly, to process and grant them, and thereby bring this protracted dispute to an end.

Respectfully submitted

GERARD A. TURRO

By:



Arthur B. Goodkind

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January 15, 1997

CERTIFICATE OF SERVICE

I, Phillis Merriett, a secretary in the law offices of Koteen & Naftalin, hereby certify that true copies of the foregoing Response of Gerard A. Turro "Petition for Extraordinary and Immediate Relief" have been served upon the following via first-class, postage prepaid, United States mail, this 15th day of January 1997:

The Honorable Reed E. Hundt*
Chairman
Federal Communications Commission
1919 M Street, N.W.
Room 814
Washington, DC 20554

The Honorable James H. Quello*
Commissioner
Federal Communications Commission
1919 M Street, N.W.
Room 802
Washington, DC 20554

The Honorable Susan Ness*
Commissioner
Federal Communications Commission
1919 M Street, N.W.
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Washington, DC 20554

The Honorable Rachelle B. Chong*
Commissioner
Federal Communications Commission
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